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In re application of:) Group Art Unit: 3721 APR - 2 2004
Paul F. Connelly, Jr.) Examiner: Weeks, Gloria R.
Serial No.: 09/819,201) Attorney Docket: PFC 00422
Filed: March 28, 2001)
For: GROUND ROD DRIVER) Date: April 2, 2004

COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

OFFICIAL

**RENEWED PETITION TO WITHDRAW
HOLDING OF ABANDONMENT**

Sir:

Applicant is in receipt of a Decision on Renewed Petition filed on September 22, 2003 for the above-referenced patent application. This petition was denied.

Originally, this application had gone abandoned for failure to include the fee for the Extension of Time when the reply to an Office Action was mailed to the U.S. Patent Office on August 8, 2002. However, check no. 6662 in the amount of \$55.00 to cover the one month extension of time fee was included, then received and cashed by the Patent Office. Next, we received a Notice of Abandonment mailed from the Patent Office on November 15, 2002.

Therefore, a telephone call was made to Examiner Gloria Weeks on November 18, 2002, who simply asked us to fax a copy of the Postcard and the cancelled check, which was done immediately (copy enclosed). We followed up with another telephone call to Ms. Weeks, in which she indicated that this would be taken care of and the application would be placed back in pending status.

However, on May 14, 2003 another telephone call was made to Ms. Weeks who indicated that the application was still abandoned. She advised us to again send a copy of the original fax along with the postcard and cancelled check. This was also done immediately and followed up with another telephone call, in which she again indicated that this would be taken care of and the application would be placed back in pending

status. Ms. Weeks also advised that check no. 6662 had been applied to the wrong application at the Patent Office, but was being corrected.

Unfortunately, this application still had not been placed back to pending status, therefore, we spoke to Rinaldi I. Rada, Supervisory Patent Examiner on July 22, 2003 who asked us to again fax all of the above to him, which was immediately done.

Since receiving the Decision on Renewed Petition Susette Flaherty, a secretary in this office, has discussed the denied decision with E. Rollins-Cross, Director. On March 3, 2004, she was asked to fax the Amendment Transmittal including the Certificate of Mailing to Mrs. Cross, while she was waiting for the file, which she had ordered. Then on March 10, 2004, Susette again spoke to Mrs. Cross who advised that the Amendment Transmittal filed along with the Amendment of August 8, 2004 needed corrections, and the application will finally be placed back in pending status. Susette also spoke with Steve Marcus who indicated that we needed to specify that although the Amendment Transmittal did need corrections that the attorney docket number was directed to the timely filed the amendment on August 8, 2002, therefore the Certificate of Mailing would be acceptable. Finally, she sent this Petition to Steve Marcus on March 19, 2004, in which he indicated to her on March 22, 2004 that he felt it was expectable and she should fax it to the main fax, i.e., 703-872-9306.

It is, therefore, respectfully requested that the above-referenced patent application be withdrawn from Abandonment and the application be placed in pending status.

Respectfully submitted,

By 
James O. Ray, Jr.
Agent for Applicant(s)
Registration No. 27,666

JAMES RAY & ASSOCIATES
2640 PITCAIRN ROAD
MONROEVILLE, PA 15146

TELEPHONE: 412-380-0725
FACSIMILE: 412-380-0748

I hereby certify that this correspondence
is being transmitted by facsimile to the
United States Patent and Trademark Office:

Fax No.: 703-872-9306

on: April 2, 2004

Susette Flaherty

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